

SUPREME COURT OF ARIZONA

In the Matter of) Arizona Supreme Court
) No. R-25-0022
RULE 4(a), RULES OF PROBATE)
PROCEDURE)
)
) **FILED 08/28/2025**
)
)
)

**ORDER AMENDING RULE 4(a)(1) OF
THE ARIZONA RULES OF PROBATE PROCEDURE**

A petition having been filed proposing to amend Rule 4(a)(1) of the Arizona Rules of Probate Procedure and comments having been received, upon consideration,

IT IS ORDERED that Rule 4(a)(1) of the Arizona Rules of Probate Procedure is amended in accordance with the attachment to this order, effective immediately.

IT IS FURTHER ORDERED that the amendment shown in the attachment to this order applies:

(1) in all probate cases and probate proceedings filed on or after the filing date of this order; and

(2) in all probate cases and probate proceedings pending in the superior courts and appellate courts on the filing date of this order, unless the court in an affected probate case or proceeding determines that applying the

amendment would be infeasible or work an injustice, in which event the former rule applies.

DATED this 26th day of August, 2025.

/s/

ANN A. SCOTT TIMMER
Chief Justice

TO:

Rule 28 Distribution

Hon Dean M Fink, Probate Presiding Judge

Hon John David Napper, Presiding Judge

Hon Sandra Bensley, Presiding Probate Judge

ATTACHMENT¹

ARIZONA RULES OF PROBATE PROCEDURE

Rule 4. Applicability of Other Rules.

(a) Probate Proceedings.

(1) *Civil Rules*. The Civil Rules apply to probate proceedings unless they are inconsistent with these probate rules or A.R.S. Title 14. For purposes of applying Civil Rule 42.1, “action” has the same meaning as “probate case” under Rule 3 of these rules.

(2) [No change]

(b) [No change]

¹ Additions to the text of the rule are shown by underscoring.